# IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI WESTERN DIVISION

JEANNE E. MANCUSO,	)	
on behalf of herself and all	)	
others similarly situated,	)	
	)	
Plaintiff,	)	
	)	Case No. 05-0136-CV-W-GAF
VS.	)	
	)	
LONG BEACH ACCEPTANCE CORP.,	)	
	)	
Defendant.	)	

## **PLAINTIFF'S MOTION TO REMAND**

Pursuant to 28 U.S.C. § 1447(c), plaintiff Jeanne Mancuso, on her own behalf and on behalf of all others similarly situated, moves this Court for its Order remanding this case back to the Circuit Court of Jackson County, Missouri, because this Court lacks subject matter jurisdiction under 28 U.S.C. § 1332, in that the amount in controversy does not exceed \$75,000. In support of this motion, plaintiff refers the Court to her concurrently filed Suggestions, which she incorporates herein.

Dated: February 18, 2005 Respectfully submitted,

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#### and

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### **Attorneys for Plaintiff**

## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above and foregoing was electronically filed with the United States District Court and a copy of the Notice of Electronic Filing of the above document was transmitted via e-mail this  $18^{th}$  day of February, 2004, to:

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